

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7570

BILL NUMBER: HB 1682

NOTE PREPARED: Jan 6, 2003

BILL AMENDED:

SUBJECT: State Funds Used for Union Organizing.

FIRST AUTHOR: Rep. Liggett

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill prohibits a state contractor that receives \$50,000 or more under a state contract from assisting, promoting, or deterring labor union organizing. It prohibits state funds from being used to reimburse those activities. The bill prohibits a grant recipient, state contractor, public employer, or private employer who receives state funds and meets other requirements from using state funds to assist, promote, or deter union organizing. It also prohibits a private employer who conducts business on state property under a contract or concession agreement with the state or a state agency to use the state property to hold a meeting with any employees or supervisors if the purpose of the meeting is to assist, promote, or deter union organizing. The bill imposes civil penalties for a violation of these provisions. It provides that an employee of a public employer that receives state funds is personally liable to the state for knowingly authorizing a use of state funds to assist, promote, or deter union organizing. The bill also requires specified recipients of state funds to comply with certification and recordkeeping requirements relating to the use of state funds.

Effective Date: July 1, 2003.

Explanation of State Expenditures: This bill could have an administrative impact on the Department of Administration and other state agencies that issue grants or have contracts insofar as they would need to incorporate of the bill's requirements within their current procedures.

The proposal also authorizes the Attorney General to bring a civil action to seek injunctive relief, damages, civil penalties, and other appropriate equitable relief. If more legal actions are sought, the administrative burden of the Attorney General's office may increase.

Explanation of State Revenues: Civil penalties could be collected from state contractors and certain private employers who violate the provisions of this bill. Any fines collected would be deposited in the state General Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: Department of Administration; Attorney General's Office.

Local Agencies Affected:

Information Sources:

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